

FILING BY "EXPRESS MAIL" UNDER 37 CFR 1.10

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OCTOBER 19, 2005

Date of Deposit

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE PCT NATIONAL STAGE APPLICATION OF  
CHIBOUT ET AL.

U.S. APPLICATION NO: 10/518,575

35 USC §371 DATE: 4 August 2005

FOR: MARKER GENES FOR DETERMINING RENAL TOXICITY

MAIL STOP: PCT  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

LETTER CORRECTING OFFICIAL FILING RECEIPT

Sir:

The official filing receipt received in the above-identified application erroneously lists one of the inventors' country of residency. Please issue a corrected filing receipt listing the country of residency as follows:

--"Olivier Grenet, Blotzheim, FRANCE" --

A copy of the filing receipt with the correction noted is enclosed.

No fee is believed to be required by this request for a corrected filing receipt.

Respectfully submitted,

  
\_\_\_\_\_  
John T. Prince  
Attorney for Applicants  
Reg. No. 43,019

Novartis  
Corporate Intellectual Property  
One Health Plaza, Building 104  
East Hanover, NJ 07936-1080  
(617) 871-3346  
Date: October 19, 2005



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
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OCT - 7 2005

APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/518,575	08/04/2005	1645	5830	DC4-32567A	3	60	17

01095  
NOVARTIS  
CORPORATE INTELLECTUAL PROPERTY  
ONE HEALTH PLAZA 104/3  
EAST HANOVER, NJ 07936-1080

JTP

CONFIRMATION NO. 7721  
FILING RECEIPT



\*OC000000017045396\*

Date Mailed: 09/22/2005

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Salah-Dine Chibout, Tagolsheim, FRANCE; ✓  
Olivier Grenet, Blotzheim, GERMANY; FRANCE  
Georges Imbert, Buschwiller, FRANCE; ✓  
Jeanne Kehren, Bantzenheim, FRANCE; ✓  
Frank Stadtler, Eimeldingen, GERMANY; ✓  
Curt Douglas Wolfgang, Germantown, MD; ✓



Power of Attorney: The patent practitioners associated with Customer Number 01095.

## Domestic Priority data as claimed by applicant

This application is a 371 of PCT/EP03/07111 07/03/2003 ✓

## Foreign Applications

UNITED KINGDOM 0215509.1 07/04/2002 ✓

Projected Publication Date: 12/29/2005

Non-Publication Request: No

Early Publication Request: No

Title

Marker genes ✓

Preliminary Class

435

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Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

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## DOCKET SLIP

Case DC4-32567A

Application No. 10/518,575

Present docket date: October 19, 2005

### FEES

<input type="checkbox"/> Application
<input type="checkbox"/> Foreign filing petition
<input type="checkbox"/> Missing Parts
<input type="checkbox"/> Corrections
<input type="checkbox"/> Information Disclosure Statement
<input type="checkbox"/> Claim of Priority
<input type="checkbox"/> Drawings
<input type="checkbox"/> Amendment / Response
<input type="checkbox"/> Terminal Disclaimer
<input type="checkbox"/> Appeal
<input type="checkbox"/> Address
<input type="checkbox"/> Assignment Recordation
<input type="checkbox"/> Division check
<input type="checkbox"/> Issue fee
<input type="checkbox"/> Abandon application
<input checked="" type="checkbox"/> Other Letter Correcting Filing Receipt; Remove from Docket: Submit Correct Lineage

**ATTORNEY:** John Prince

**DATE:** October 19, 2005

\* Submit with Cover Sheet





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Admin Group Ref.: RH

Patent Specialist Ref.: JTP

October 19, 2005

Our Ref.: JTP

FOR INFORMATION  
ONLY

Re: Case.: DC4-32567A

Application No.: 10/518,575

Ladies and Gentlemen:

Enclosed are copies of the following:

**Filing Phase**

- ☐ Regular Application filed as a Priority Application
- ☐ Provisional Application filed as a Priority Application
- ☐ Regular Application Based On Provisional Application(s) and/or Foreign Application(s)
- ☐ RCE Transmittal Form
- ☐ Continuation of Application No.
- ☐ Division of Application No.
- ☐ Continuation-in-part of Application No.
- ☐ Entry of PCT Application Into National Stage
- ☒ Official Filing Receipt, dated 9/22/05
- ☐ Serial Card Received
- ☐ Other Documents:

**Prosecution Phase**

- ☐ Paper(s) received from the PTO/PCT/EPO:
- ☒ Paper(s) sent to the PTO/PCT/EPO: Letter Correcting Filing Receipt

**Issuance**

- ☐ Notice of Allowance (Dated: )
- ☐ Issue Notification Form
- ☐ Issue Fee Transmittal Slip
- ☐ Patent Number (3 soft copies)
- ☐ Other Document(s):

**Miscellaneous**

- ☐ Abandonment with Patsys entry
- ☐ Abandonment without Patsys entry
- ☐ Terminal Disclaimer; Expiry Date
- ☐ Assignment – Original Ex-U.S.A. (copy of U.S.A.)
- ☐ Assignment Recordation Cover Sheet
- ☐ Other Document(s):

Very truly yours

John T. Prince

JTP: san  
Encl.

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WHICH IS NOT ALREADY OF RECORD**